

1 HAYES H. GABLE III
Attorney at Law
2 State Bar No. 60368
428 J Street, Suite 350
3 Sacramento, CA 95814
(916) 446-3331
4
Attorney for Defendant
5 DANIEL PAUL ALEKSANDER

6
7
8
9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA

11 **UNITED STATES OF AMERICA**)

12 Plaintiff,)

13 v.)

14)
15 **JOSEPH AARONELIJAH STEWART,**)
16 **and DANIEL PAUL ALEKSANDER,**)

17 Defendants.)
18

Cr.S-03-0374 MCE

**STIPULATION AND ~~PROPOSED~~
ORDER RE: CONTINUANCE OF
STATUS CONFERENCE AND
EXCLUSION OF TIME UNDER
SPEEDY TRIAL ACT**

19 Plaintiff, United States of America, by and through its counsel, Assistant United States
20 Attorney Laura L. Ferris, and defendants, by and through their respective counsel, agree and stipulate
21 to vacate the existing status conference in the above-captioned action, July 26, 2005, and to continue
22 the matter to August 23, 2005, at 8:30 a.m., for status conference.

23 The reason for this request is that defense counsel have worked out a resolution of this case
24 which requires coordination with the Yolo County Superior Court and the Yolo County District
25 Attorney's Office. The additional time requested is necessary to place the matter on calendar in
26 Yolo County and enter a plea there.

27 The parties further agree and stipulate that the period from the filing of this stipulation until
28 August 23, 2005, should be excluded in computing time for the commencement of trial under the

Speedy Trial Act, based upon the interest of justice under 18 U.S.C. § 3161(h)(8)(B)(iv) and Local Codes T4, to allow reasonable time necessary for effective presentation. It is further agreed and stipulated that the need of defense counsel to prepare exceeds the public's interest in commencing trial within 70 days.

Counsel for the Government and David W. Dratman, counsel for defendant Joseph Aaronelijah Stewart have agreed that undersigned counsel is authorized to enter into this stipulation and further agree to be bound thereby. According, the parties respectfully request the Court adopt this proposed stipulation.

Dated: July 21, 2005

s/ Hayes H. Gable, III
HAYES H. GABLE, III
Attorney for Defendant
DANIEL PAUL ALEKSANDER

Dated: July 21, 2005

s/ Hayes H. Gable, III for
DAVID W. DRATMAN
Attorney for Defendant
JOSEPH AARONELIJAH STEWART

Dated: July 21, 2005


McGREGOR W. SCOTT
United States Attorney

By: s/ Hayes H. Gable, III for
LAURA L. FERRIS
Assistant United States Attorney

ORDER

IT IS SO ORDERED.

Dated: July 27, 2005


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE